



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy S. Fisher  
Serial No.: 10/088,441  
Filed: June 6, 2002  
For: Thermodynamic Energy Conversion Devices And Methods  
Using A Diamond-Based Electron Emitter  
Group Art Unit: 2834  
Examiner: Karl I. Tamai  
Attorney's Docket No.: N8323  
Customer No.: 23456

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

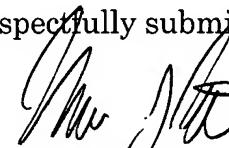
Dear Sir:

This is in response to the Notice of Non-Compliant Amendment mailed September 21, 2004.

The Notice of Non-Compliant Amendment indicated that the Response and Amendment dated September 1, 2004 (and apparently received by the Office on September 7, 2004) is non-compliant because it did not contain a complete listing of all claims. Applicant believes that this must be in reference to original claims 1-26 which were previously cancelled and then renumbered. Applicant is submitting with this Response to the Notice of Non-Compliant Amendment, a Response and Amendment (Corrected) to the Office Action mailed March 1, 2004, in which this omission has been corrected.

The Commissioner is authorized to charge any deficiency or credit any overpayment associated with the filing of this Response to Deposit Account 23-0035.

Respectfully submitted,

  
Mark J. Patterson  
Registration No. 30,412  
WADDEY & PATTERSON  
A Professional Corporation  
Customer No. 23456

ATTORNEY FOR APPLICANT

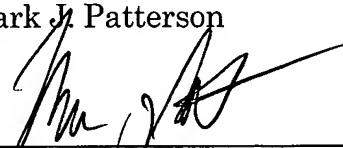
CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this Response and Amendment and a Response and Amendment (corrected) are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on September 24, 2004.

Mark J. Patterson

  
Signature  
Registration Number 30,412

9/24/04  
Date

2834  
TPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy S. Fisher et al.  
Serial No.: 10/088,441  
Filed: SEP 27 2004 September 18, 2000  
For: Thermodynamic Energy Conversion Devices And  
Methods Using A Diamond-Based Electron Emitter  
Group Art Unit 2834  
Examiner: Karl I. Tamai  
Attorney's Docket No.: N8323  
Customer No.: 23456

**RESPONSE AND AMENDMENT (CORRECTED)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed March 1, 2004, please amend the above-identified application as follows:

**Amendments to the Specification** begin on page 7 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9.